

Entered on Docket
October 04, 2006

Hon. Linda B. Riegler
United States Bankruptcy Judge

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*Counsel for the Official Committee of Equity Security Holders of
USA Capital First Trust Deed Fund, LLC*

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA**

In re:	) BK-S-06-10725-LBR
USA COMMERCIAL MORTGAGE COMPANY	) Chapter 11
Debtor.)
In re:	) BK-S-06-10726-LBR
USA CAPITAL REALTY ADVISORS, LLC,	) Chapter 11
Debtor.)
In re:	) BK-S-06-10727-LBR
USA CAPITAL DIVERSIFIED TRUST DEED FUND, LLC,	) Chapter 11
Debtor.)
In re:	) BK-S-06-10728-LBR
USA CAPITAL FIRST TRUST DEED FUND, LLC,	) Chapter 11
Debtor.)
In re:	) BK-S-06-10729-LBR
USA SECURITIES, LLC,	) Chapter 11
Debtor.)

**ORDER APPROVING FIRST INTERIM FEE APPLICATION OF SHEA &
CARLYON, LTD.**

1 Affects)

2 ☐ All Debtors)

3 ☐ USA Commercial Mortgage Co.)

4 ☐ USA Securities, LLC)

5 ☐ USA Capital Realty Advisors, LLC) Date: September 28, 2006

6 ☐ USA Capital Diversified Trust Deed) Time: 9:30 a.m.

7 ☒ USA First Trust Deed Fund, LLC)

8 **ORDER APPROVING FIRST INTERIM FEE AND EXPENSE APPLICATION OF**
 9 **SHEA & CARLYON, LTD., SPECIAL (LOCAL) COUNSEL TO THE OFFICIAL**
 10 **COMMITTEE OF EQUITY SECURITY HOLDERS OF USA CAPITAL FIRST**
 11 **TRUST DEED FUND, LLC**
 12 **(AFFECTS DEBTOR USA CAPITAL FIRST TRUST DEED FUND, LLC)**

13 The Court having considered the "First Interim Fee and Expense Application of Shea
 14 & Carlyon, Ltd., Special (Local) Counsel to the Official Committee of Equity Security
 15 Holders of USA Capital First Trust Deed Fund, LLC" (the "Application"); having reviewed
 16 the pleadings, papers and records on file in this matter; having considered the arguments of
 17 counsel; the compensation originally requested by the Application in the amount of
 18 \$171,222.75 having been voluntarily reduced by Shea & Carlyon ("Applicant") by \$459,
 19 resulting in a total compensation request of \$170,763.75 (consisting of \$164,663.75 for fees
 20 incurred by applicant during the period of May 10, 2006 through July 31, 2006, and \$6,100 for
 21 expenses incurred by Applicant during the same period); the Application having been properly
 22 served upon all parties-in-interest; all objections to the Application having been considered
 23 and either overruled or otherwise resolved; and good cause appearing:

24 IT IS HEREBY ORDERED that the Application, as amended in open court, is
 25 approved.

26 IT IS FURTHER ORDERED that Applicant is hereby awarded total compensation in
 27 the amount of \$170,763.75, consisting of \$164,663.75 for fees incurred by Applicant during
 28 the period of May 10, 2006 through July 31, 2006, and \$6,100 for expenses incurred by

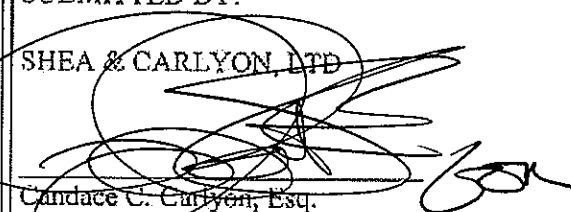
1 Applicant during the same period.

2 IT IS FURTHER ORDERED that the Application, as well as this award, are interim in
3 nature as provided in the Court's Administrative Order Establishing Procedures for Interim
4 Compensation and Reimbursement of Expenses of Professionals entered August 29, 2006
5 [Docket No. 1202].
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7 IT IS FURTHER ORDERED that the above compensation shall be paid forthwith by
8 USA First Trust Deed Fund, LLC.
9

10 SUBMITTED BY:

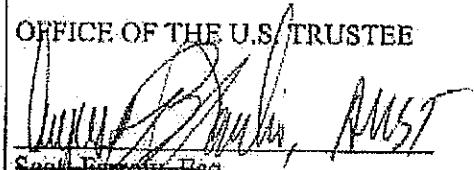
11 SHEA & CARLYON, LTD

12 
13 Candace C. Carlyon, Esq.
14 Shlomo S. Sherman, Esq.
15 233 S. Fourth St., #200
16 Las Vegas, NV 89101

17 Counsel for the Official Committee of Equity
18 Security Holders of USA Capital First Trust
19 Deed Fund, LLC

20 APPROVED/DISAPPROVED:

21 OFFICE OF THE U.S. TRUSTEE

22 
23 Scott Parrow, Esq.
24 300 Las Vegas Blvd. So., #4300
25 Las Vegas, NV 89101

26 Counsel for the United States Trustee
27
28

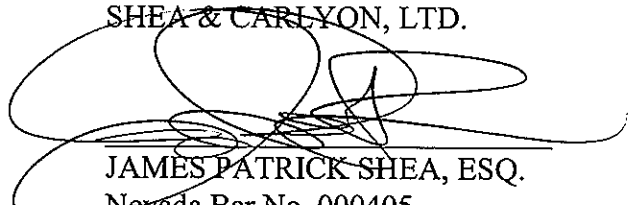
RULE 9021 DECLARATION

In accordance with Local Rule 9021, the undersigned certifies:

- ☐ The Court waived the requirements of LR 9021.
- ☒ I have delivered a copy of proposed order to all attorneys and unrepresented parties who appeared at the hearing regarding this matter and/or who filed a written objection and each has:
- ☒ approved the form of this order; or
- ☒ waived the right to review this order; and/or
- ☐ failed to file and serve papers in accordance with LR 9021(c).
- ☐ I have delivered a copy of this proposed order to all attorneys and unrepresented parties who appeared at the hearing regarding this matter and/or who filed a written objection and all have either approved the form of this order, waived the right to review the order, failed to file and serve papers in accordance with LR 9021(c) and the following have disapproved the order:
- ☐ No opposition was filed to the motion and no other party or counsel appeared at the hearing.

DATED this 2nd day of October, 2006.

SHEA & CARLYON, LTD.


JAMES PATRICK SHEA, ESQ.
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233 S. Fourth Street, 2nd Floor
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